

THE HOUSTON DAILY POST.

—BY THE—
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G. J. PALMER, Vice PresidentOFFICE OF PUBLICATION.
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E. M. Gibson.FOREIGN OFFICES—Eastern business office, 421
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21st St., New York City. (The C. S. E. Holland Special
Agency). Office of Washington Correspondent, Room
21, Ames building, 1410 G Street, N. W.CORRESPONDENCE of any description, whether
for the business or editorial department, should be
addressed to "The Houston Post," and not to any
individual. All correspondence should be made payable to
The Houston Printing Company.THE CITY—The Post is delivered to any part of
the city by carriers. Mr. Theodore Daring, his charge
of the city circulation, is at the Postoffice. The
Post is delivered to any part of the city by carriers.
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stretch infinitely forward into the field of
attainment and enjoyment but can never
merge into the pathway of the white man
without consequences fatal to the negro.

JUSTICE DAY ON TRUSTS.

It is said that President Roosevelt was in-
fluenced to appoint William R. Day to the
supreme court by a decision he rendered as
judge of the United States circuit court of
appeals last April.The case was that of the Chesapeake and
Ohio Fuel company, a corporation organized
under the laws of West Virginia, which,
in December, 1897, entered into an ironclad
contract with fourteen coal producing firms
and corporations in what was called the
Chesapeake and Ohio Coal association. By
the terms of that agreement the members of
the coal association agreed to sell the prod-
uct of their mines for five years exclusively
to the fuel company for Western shipment.Judge Day held that contract to be in vio-
lation of the Sherman anti-trust act and in
delivering the opinion said:
In the exercise of the plenary power conferred
upon congress by the constitution to regulate
commerce between the States and foreign na-
tions, congress may prevent interference by the
States with the freedom of interstate commerce,
and likewise may prohibit individuals, by con-
tract or otherwise, from impeding the free and
uninterrupted flow of such trade. In the exer-
cise of this right congress has seen fit to pro-
hibit all contracts in restraint of trade. It has
not left to the courts the consideration of the
question whether such restraint is reasonable or
unreasonable, or whether the contract would have
been illegal at the common law or not.Here are fourteen dealers who have either
formed a corporation or a partnership, but have
limited to the terms of this agreement their right
for five years in the mining and shipping of
coal upon one of their main outlets to the mar-
ket.It is not required in order to violate this
statute that a monopoly be created. It is suf-
ficient if that be the necessary tendency of the
agreement. The statute is not limited to con-
tracts or combinations which monopolize inter-
state commerce in any given commodity, but
seek to reach those which directly restrain or
impair the freedom of interstate trade. The law
reaches combinations which, by full scope of
complete control of a trade or business, and does
not await the consolidation into the huge "trust"
which shall control the production and sale of a
commodity.There is nothing in the opinion beyond the
clear interpretation by a good lawyer of a
constitutional statute. It is to be observed
he hints that if these coal companies had
formed a partnership or a corporation there
might not have been that legally defined con-
tract or agreement in restraint of trade
which constitutes the offense under the
statute. On the other hand he gives full
force to the plain intent of the law and
declares that the endeavor to create a mono-
poly by agreement is illegal, though it
may not quite reach the end arrived at.
While he does not take an advanced position
on the subject of trusts, he exhibits a whole-
some respect for the act of congress, and is
not of those of the bench who would make
law by decision.In this connection it is recalled that the
other new member, Justice Holmes, is a man
of warm popular sympathies, if we may
judge by speeches and decisions which have
been reviewed since his appointment. And
though it does not appear that remarkable
strength has been added to the supreme
court, the new justices are free from bias
or dogmatism.Tax Post begs to call special attention to a
memorial to the legislature by San Jacinto
chapter, Daughters of the Republic, pleading for
the proper care of the San Jacinto battlefield.
Neglect of this historic spot is a reproach upon
all Texas which the people of the State do not
deserve. They will heartily approve a liberal ap-
propriation and the legislature should make it
without further delay.MAYNARD'S Chronicle published that "misrep-
resentation" circular in its late night edition, and
of course, we couldn't see it unless we X-rayed
the circulation manager's imagination.THE Delaware, Lackawanna and Western rail-
road reports a decrease in net earnings of over
\$2,000,000. Who would care to own a railroad?
No Texas newspaper has ever suffered such a
slump in its earnings.THE senate seemed to have it in for Texas
when they knocked all the items out for Texas.
A FIRE in Barum & Bailey's circus at Bridge-
port, Conn., caused a loss of \$100,000. It is a
wonder that the flames did not do even greater
damage considering that they had the "greatest
show on earth."ANOTHER gambling scandal at an English house
party! This must remind the king of the "bab-
bling Brook."FAX it from The Post to allege that Houston
girls are pining to be kissed, but it is a fact
that the rumor of Hobson's coming has not re-
sulted in the sale of a single baseball mask.WE have a naval station at Guantanamo and
a coaling station at Bahia Honda. This justifies
the charge up San Juan Hill, but it doesn't ex-
plain why we gave \$20,000,000 for the Philip-
pines.CRUMPACKER says the negro must depend on
evolution for elevation. This will be a great deal
surer than depending on Crumpacker.Now the Chronicle has gone off with half of
The Post's circulation. We shall have to make a
claim on the paper mill at once, as our invoices
continue to grow larger just the same.TO THE Chronicle: Put The Post on your ex-
change list for a copy of your "late night edi-
tion." We would like to frame a copy.NACODORCHES land is reported to be the same
as that in Cuba. Now will they raise cabbage or
tobacco?Too Much of a Coincidence.
Philadelphia North American.When bids were opened at the navy depart-
ment for 5000 tons of armor plate it was found
that the figures presented by the Carnegie and
Bethlehem Steel companies were exactly the same
on each item and on the total. As these bids
were "competitive," and as one would charge
the companies with comparing notes, the interest-
ed citizen is free to marvel at the minute pre-
cision which must mark calculations in the steel
trade.

Tampering With Trifles

(By J. M. Lewis.)

"WAGS."

She has got a doll of china with red roses in its
cheeks;
And a fair-haired waxen doll that can close its
eyes and sleep;
And another one imported she can wind up and
it speaks;
And a little nigger baby that can say, "Mamma"
and creep.But the doll against her breast
When she snuggles down to rest
Is no fair-haired waxen image that can close its
eyes or speak;
Just a bundle in a string.That can't creep or talk or sing.
But its Rags, when sleep comes to her, that is
snuggled 'gainst her cheek.Not a fair-haired waxen image that was made
beyond the Rhine;
Nor a wee machine-made Sambo that can creep
across the floor;
Wakes the baby heart to loving, makes the baby
eyes to shine.Wakes the laborer mother instinct, makes her
heart's best love outpour.But just Rags, the humble Rags,
Wakes a love that hails no flag.
Only Rags can soothe her slumbers; only Rags
in Dreamland walks;
Only Rags can understand
Every pressure of her hand;It's just Rags who bends to listen and looks
knowing when she talks.It's just Rags she snuggles to her when she "do's
a-payin' talk.""It's dees Wags 'at loves her mummy; an' Wags
do's where mummy do's."
All the rest in prim magnificence are propped
against the walls,
And she'll never even named them; she just
calls them simply "Those!"It's just "Wags oo loves oo mummy?"
And it's "Wags lay on oo tummy,"
While oo mummy puts oo deas on an' oo 'lity
piggies too."And it's "Wags oo mustn't ky!"
Dood diris dees Wags; oh, my!
Wags' now oo must 'top oo kyut' or me'll tail a
big boo-woo."The following communication, besides showing
where Mr. Kipling derived the word "Chris-
tendie," will perhaps cause Mr. Stuart of the
St. Joseph Gazette to be good:Department of the Museum, Houston Post.—Dear
Sir: I have read in your paper some rhymes by
J. C. Stuart, copied from the St. Joseph Gazette,
in which he shows amazement at Kipling's "Chris-
tendie" for christendom in his recent poem, "The
Rowers." Mr. Stuart seriously takes this as a
reckless invention of the poet because of "his
urgent need" of a rhyme; yet the form is no
more new than are many other variants of the
word often found in British verse, particularly
in old ballads, with which, fortunately, Mr. Kipling
must be saturated. Mr. Stuart in his verses
speaks of Kipling's work as "drizzle," etc., etc.
Considering the chaste beauty and simplicity of
his poem, incomparably better than any of his
early poems, the earnestness of the poet, and the
powerful English resulting, it is not only un-
suitable but wholly intolerable for a man en-
trusted with the use of space in a newspaper of
the standing of the Gazette to write of "The Row-
ers" as "drizzle." If pure, good old English
and sincerity are virtues in poetry, that song is
worthy of anything but such ridicule, even though
we may not agree with the sermon preached.
I append some verses in Mr. Stuart's own
measure and manner of poetic sinning, as I know
of nothing else to fit the crime. Yours very truly,
WILLIAM W. ANDERSON.

LIVES TO J. C. STUART.

He did not give us "Christendie,"
Although you did not know it;
And as for Kipling's lack of rhyme,
You lines imply the poet.In turn you did not give us
Has need alone to mingle
A bunch of words well clipped
In lines with tails that jingle;He, like you, like you (to make an ode
Which counterfeits the muses
Yet leaves the reader unaware
That 'tis but rhymeless ruses).Chips, fits, and tacks and glues up words
And empty rhyme and rhythm
Requiring neither south nor sense
Nor soul nor sequence in them.By rhyme or even want or rhyme
A poet never was hampered
Though postmasters without end
With doggerel have tampered.Since time was new; and still they do
And still will go on babbling
And finding fault with master work
And over mares' nests gabbling.He never gave us "Christendie,"
Crystalline nor Christy
Nor Christendom nor Christen
Nor others yet a plenty.
When William brewed his peck of maul
Great Burns was at the drinking,
Yet read his proof with "Christendie"
In sober sense, I'm thinking."The Rowers"—'tis a noble song
Of English words the fairest;
And, Christendom or Christendie,
It ranks among the rarest.And shows that Rudyard Kipling is
A master of words and true art.
All which you are so little to
You, Mr. J. C. Stuart.Won't The Houston Post kindly "conspire"
the rain?—Lockhart Post.
Please consider it conspired. What does the
next gentleman want?In a few days we'll be longing for a return of
the blessed cold days and precious moisture.—
Brenham Banner.
Confound the dust, anyhow! Did you ever see
anything like it?N. B.—Since writing the above it has rained.
One extreme generally follows another and we
may expect a "long dry spell" when the rain
ceases.—Yokum Times.We're a spittin' cotton right now.—Alkali Eye.
When seissors in hand, he an item pursues,
The editor smiles as he opens the News;
For there's often in store
A full column or more.Like only Bill Starrett can write if he chooses.
—Corpus Crony.
When seissors in hand an editor's use
An item or two to just h-z out his nose,
Why doesn't he just
To the corner below,
And absorb inspiration from buckets of buse?Editor Renfro of the Texas Coaster has been
riding on a pass. He went to New Orleans and
returns thanks to Mr. Morse for the only oppor-
tunity he had to get that far from home. Tell
us what you saw over there.—Mexico News.He didn't see nothin'; he ain't a drinkin' man.
—Alkali Eye.

FROM THE STATE CAPITAL

INDEPENDENT TICKET TO BE PUT OUT
AGAINST DEMOCRATS.A Number of New Charters Filed—Three of
Them for New Industries at Port Ar-
thur—Insurance Statements.Austin, Texas, February 25.—In addition to
the democratic candidates nominated at the pri-
mary election held here yesterday, reported last
night, John O. Johnson was nominated for city
secretary.It is now settled that an independent ticket will
be placed in the field in opposition to the candi-
dates of the organized democracy nominated yester-
day.One point of more than passing interest was
decided by Attorney General Bell during the
election. A young man 20 years old, but who
will attain his 21st year before the election in
April, offered to vote. He was asked to pro-
duce his poll tax receipt. He said he was under
age and not liable for a poll tax and had paid
none. He insisted on being allowed to vote,
which the judges declined to permit him to do.
The attorney general appeared to be for a de-
cision in the matter and gave as his opinion
that the young man was clearly within his rights,
and the judges could not compel him to pro-
duce a poll tax receipt, nor refuse to allow him
to vote, since he was not liable for a poll tax
and would be a qualified voter by the time the
election was held.

Charters Filed.

Austin, Texas, February 25.—The following
charters were filed in the secretary of state's of-
fice today:Port Arthur Dock company of Jefferson coun-
ty; capital stock \$50,000. Purpose to establish
a transportation company, with power to con-
struct, lease, own, operate and maintain and
convey all kinds of steamships, vessels and other
water craft, and to navigate the same between
all parts of the globe. Incorporators: George M.
Craig, R. H. Woodworth and D. L. Stump of
Jefferson county.Port Arthur Water company of Jefferson coun-
ty; capital stock \$100,000. Purpose to supply
water to the public within the limits of Port
Arthur. Incorporators: George M. Craig, R. H.
Woodworth and D. L. Stump of Jefferson county.The Gate City Mutual Benefit association of
Denison; no capital stock. Purpose, to provide
for the funeral expenses of its members. In-
corporators: C. S. Kingston, W. H. Holton and L.
Lindsey of Grayson county.Andrews & Hunter Land and Cattle company
of Sherman filed an amendment to its charter
changing the name of the corporation to the
Andrews & Hunter Cattle company.Sherman Tailoring company of Sherman; cap-
ital stock \$10,000. Incorporators: Louis Garagan,
C. B. Dorchester and N. B. Birge of Sherman.Port Arthur Ice and Cold Storage company of
Port Arthur; capital stock \$50,000. Purpose,
to establish and maintain a cold storage plant.
Incorporators: George M. Craig, R. H. Wood-
worth and D. L. Stump of Port Arthur.Mount Pleasant Electric company of Mount
Pleasant; capital stock \$10,000. Purpose,
supplying light, heat and electric motor.
Incorporators: W. A. Turner, W. C. Julian and
W. J. Mize of Mount Pleasant.Hardin Grocery company of Baird; capital
stock \$10,000. Incorporators: E. J. Hardin and
T. E. Swann.

Insurance Statements.

Austin, Texas, February 25.—The following
insurance companies filed annual statements of
business done in Texas for the year ending De-
cember 31, 1902, with the commissioner of agri-
culture, insurance, statistics and history today,
paid the State tax and were granted permits to
solicit business in the State for the ensuing
year.National Life Insurance company of the
United States, of Chicago; State tax, \$16,953.12;
office fees, \$24; agents' certificates, \$84; policies
issued, 798; value, \$1,082,943.80; policies in force
at end of the year, 1333; value, \$1,273,084.58.Prudential Life Insurance company of New
York; State tax, \$854.42; office fees, \$22; agents'
certificates, \$20; policies issued, 454; value, \$1,
129,843; policies in force at end of year, 569;
value, \$1,386,790.Maritime Insurance company of Liverpool, En-
gland; State tax, \$124.04; office fees, \$22; agents'
certificates, \$3; risks written, \$1,035,521;
premiums received, \$122,041.25; losses paid, \$12,
070.20; losses incurred, not given.Continental Insurance company of New York;
State tax, \$718.98; office fees, \$22; agents'
certificates, \$233; risks written, \$7,534,299; pre-
miums received, \$143,795.21; losses paid, \$79,
352.93; losses incurred, \$75,197.82.Fidelity and Casualty company of New York;
State tax, \$1,183.93; office fees, \$22; agents'
certificates, \$126; risks written, \$17,279,385; pre-
miums received, \$1,183,893.09; losses paid, \$43,
210.05; losses incurred, \$43,110.05.State Life Insurance company of Indianapolis,
Ind.; State tax, \$902.90; office fees, \$22; agents'
certificates, \$7; policies issued, 219; value, \$48,
800; policies in force at end of year, 538; value,
\$1,645,400.Aetna Life Insurance company of Hartford,
Conn.; State tax, \$1,059.76; office fees, \$22;
agents' certificates, \$30; policies issued, 176;
value, \$304,095; policies in force at end of year,
540; value, \$1,007,668.Aetna Accident Life Insurance company of Hart-
ford, Conn.; State tax, \$1,378.50; office fees, \$22;
agents' certificates, \$30; policies issued, 176;
value, \$304,095; policies in force at end of year,
540; value, \$1,007,668.Penn Mutual Life Insurance company of Phila-
delphia; State tax, \$4,571.23; office fees, \$22;
agents' certificates, \$37; policies issued, 1034;
value, \$2,077,819; policies in force at end of
year, 3108; value, \$6,855,856.Globe Indemnity company of America, of
Houston; Office fees, \$7.
District Grand Lodge, Endowment of District
Grand Lodge, No. 25 of Texas, Grand United
Order of Odd Fellows of Denison; Office fees,
\$7.Bohemian Catholic Union Moravian; Office fees,
\$7.
Knights of Modern Macabees of Port Huron,
Mich.; Office fees, \$7; agents' certificates, \$20.

A Bill That is Loaded.

Austin, Texas, February 25.—House bill No.
424, by Wooten, Fowler and Isaacs, is the short-
est, and one of the most innocent looking bills
introduced during the present session of the
legislature, and yet will prove to be very far
reaching in its effects should it become a law.
The entire bill, the enacting clause omitted, is
as follows:"Section 1. That subdivision 49, of article 642,
chapter 2, title 21, of the Revised Statutes of
1895, be and the same is hereby repealed."The whole of chapter 2 is devoted to specifying
the purposes for which private corporations may
be chartered, subdivision 49 reading:
"For promoting and taking stock in manu-
facturing companies and corporations."The effect of the passage of this innocent look-
ing little bill will be to prohibit any corporation
chartered by the State from projecting, promotingor taking stock as such, in any manufacturing
company or corporation of any kind.
To some extent, and in a sense it is strictly an
anti-corporation measure, notwithstanding it has
attracted no attention in the house, and has ex-
cited no comment.The bill was referred to the committee on
State affairs who will return it with a favorable
report this week, so it is thought, and it will
probably pass as quietly as it was introduced.

State Bankers in Session.

Austin, Texas, February 25.—The executive
committee of the State Bankers' association held
a meeting in the parlors of the Driskill hotel
here this evening. The object of the meeting
was to formulate a program for the meeting of
the State association at Woodlake next May.
J. E. McAdams of Houston presided.Upon adjournment, the bankers appeared before
the house judiciary committee to protest against
the passage of the bill requiring private banks
to make reports to the State.

Harrison County Redeemed Bonds.

Austin, Texas, February 25.—Harrison county
redeemed \$20,000 court house bonds held by the
permanent school fund today.

Hewitt and Tilden

To the Editor of the Chicago Chronicle.